

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain federal assistance no longer available in SFHAs
Region IX				
California:				
Carmel By The Sea, City of, Monterey County.	060196	N/A, Emerg; December 18, 1997, Reg; April 14, 2009, Susp.	.....do	Do.
Del Rey Oaks, City of, Monterey County.	060197	June 23, 1978, Emerg; November 4, 1981, Reg; April 14, 2009, Susp.	.....do	Do.
Gonzales, City of, Monterey County	060198	July 25, 1975, Emerg; November 18, 1981, Reg; April 14, 2009, Susp.	.....do	Do.
Greenfield, City of, Monterey County	060446	January 27, 1977, Emerg; August 23, 1982, Reg; April 14, 2009, Susp.	.....do	Do.
Monterey County, Unincorporated Areas.	060195	March 9, 1977, Emerg; January 30, 1984, Reg; April 14, 2009, Susp.	.....do	Do.
Pacific Grove, City of, Monterey County	060201	N/A, Emerg; January 12, 1998, Reg; April 14, 2009, Susp.	.....do	Do.

*do =Ditto.

Code for reading third column: Emerg.—Emergency; Reg.—Regular; Susp—Suspension.

Dated: March 26, 2009.

Michael K. Buckley,

Acting Assistant Administrator, Mitigation Directorate, Department of Homeland Security, Federal Emergency Management Agency.

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DEPARTMENT OF TRANSPORTATION

Maritime Administration

46 CFR Part 390

[Docket No. MARAD 2008 0075]

RIN 2133-AB71

Capital Construction Fund; Corrections

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Correcting amendments.

SUMMARY: The Maritime Administration published a document in the Federal Register on September 30, 2008, revising the Capital Construction Fund

regulation. The document inadvertently failed to update all of the legal citations within the regulation and this rule makes these changes.

DATES: Effective Date: This final rule is effective April 14, 2009.

FOR FURTHER INFORMATION CONTACT: Murray Bloom, Chief, Division of Maritime Programs, Maritime Administration at 202-366-5320, via e-mail at *Murray.Bloom@dot.gov*, or by writing to Murray Bloom, Office of the Chief Counsel, Maritime Administration, MAR-222, 1200 New Jersey Avenue, SE., Washington, DC 20590.

SUPPLEMENTARY INFORMATION:

In FR Doc. 2008-0075 appearing on page 56738 in the *Federal Register* of Tuesday, September 30, 2008, corrections are made in this erratum.

List of Subjects in 46 CFR Part 390

Income taxes, Investments, Maritime carriers, Vessels.

■ Accordingly, 46 CFR Part 390 is corrected by making the following correcting amendments:

PART 390—CAPITAL CONSTRUCTION FUND

■ 1. The authority citation for part 390 is amended to read as follows:

Authority: Secs. 53501, *et seq.*, of Title 46, United States Code, formerly, sec. 607, Merchant Marine Act, 1936, as amended (46 App. U.S.C. 1177); 49 CFR 1.66.

§ 390.5 [Amended]

■ 2. In § 390.5, paragraph (c)(7)(iii) is amended by removing the phrase, “paragraphs (c)(7)(i) and (ii) of this section” and adding in its place the phrase “(c)(8)(i) and (ii) of this section.”

Appendix I to Part 390 [Amended]

■ 3. In Appendix I to Part 390, remove the phrase “as amended (46 U.S.C. 802)”.

■ 4. In the table below, for each section indicated in the left column, remove the phrase indicated in the middle column and add the phrase indicated in the right column:

Section	Remove	Add
Appendix I to Part 390	section 607 of the Act	46 U.S.C. 53501 <i>et seq.</i>
Appendix I to Part 390	subsection 607(f) of the Act	46 U.S.C. 53509.
Appendix II to Part 390	section 607 of the Act	46 U.S.C. 53501 <i>et seq.</i>
Appendix II to Part 390	section 607(k) of the Act	46 U.S.C. 53501.
Appendix II to Part 390	section 167 of the Internal Revenue Code of 1954.	section 167 of the Internal Revenue Code of 1986.
Appendix IV to Part 390	section 607 of the Merchant Marine Act, 1936, as amended (“Act”).	46 U.S.C. 53501 <i>et seq.</i>
Appendix IV to Part 390	Internal Revenue Code of 1954	Internal Revenue Code of 1986.
Appendix V to Part 390	section 607 of the Merchant Marine Act, 1936, as amended.	46 U.S.C. 53501 <i>et seq.</i>

By Order of the Maritime Administrator.

Dated: April 6, 2009.

Leonard Sutter,

Secretary, Maritime Administration.

[FR Doc. E9-8226 Filed 4-13-09; 8:45 am]

BILLING CODE 4910-81-P

GENERAL SERVICES ADMINISTRATION

48 CFR Parts 528 and 552

[GSAR Amendment 2009-02; GSAR Case 2006-G517 (Change 28); Docket 2008-0007; Sequence 3]

RIN 3090-A164

General Services Administration Acquisition Regulation; GSAR Case 2006-G517, Rewrite of GSAR Part 528, Bonds and Insurance

AGENCIES: General Services Administration (GSA), Office of the Chief Acquisition Officer.

ACTION: Final rule.

SUMMARY: The General Services Administration (GSA) is amending the GSA Acquisition Regulation (GSAR) to update the text addressing bonds and insurance. This rule is a result of the GSA Acquisition Manual (GSAM) rewrite initiative undertaken by GSA to revise the GSAM to maintain consistency with the Federal Acquisition Regulation (FAR), and to implement streamlined and innovative acquisition procedures that contractors, offerors, and GSA contracting personnel can utilize when entering into and administering contractual relationships. The GSAM incorporates the GSAR as well as internal agency acquisition policy.

DATES: *Effective Date:* May 14, 2009.

FOR FURTHER INFORMATION CONTACT: For clarification of content, contact Mr. Michael O. Jackson at (202) 208-4949. For information pertaining to the status or publication schedules, contact the Regulatory Secretariat (VPR), Room 4041, GS Building, Washington, DC 20405, (202) 501-4755. Please cite GSAR Case 2006-G517 (Change 28).

SUPPLEMENTARY INFORMATION:

A. Background

The General Services Administration published an Advance Notice of Proposed Rulemaking (ANPR) in the **Federal Register** at 71 FR 7910 on February 15, 2006, with request for comments on all parts of the GSAM. No comments were received on Part 528. However, internal review comments have been incorporated as appropriate.

A proposed rule for the regulatory portion of the GSAM was published in the **Federal Register** at 73 FR 45378 on August 5, 2008. The public comment period for GSAR Part 528 closed on October 6, 2008, and no comments were received.

The Rewrite of Part 528

This final rule contains the revisions made to Part 528, Bonds and Insurance, as a result of internal review comments. The rule revises Part 528 to address the text at GSAR 528.202, Acceptability of corporate sureties, and GSAR 528.310, Contract clause for work on a Government installation. The rule adds GSAR 528.311, Solicitation provision and contract clause on liability insurance under cost-reimbursement contracts, and GSAR 552.228-5, Government as Additional Insured, and deletes GSAR 552.228-70, Workers' Compensation Laws. The specific changes are as follows:

- The language in GSAR 528.202, Acceptability of corporate sureties is revised to change "you" to the "contracting officer."
- The change in GSAR 528.310, Contract clause for work on a Government installation deletes GSAR 528.310 paragraph (b) and GSAR 552.228-70, Workers' Compensation Laws. The clause GSAR 552.228-70 is deleted because its only purpose is to recite the fact that 40 U.S.C. 3172 effects a limited cession of jurisdiction to states with respect to enforcement of worker's compensation laws and has no contractual effect. Paragraph (b) in GSAR 528.310 is being deleted because it relates to the deletion of GSAR 552.228-70 where it states "in the case of an owner-controlled insurance program, or wrap-up insurance, the clause will be a part of the policy holder's requirements" the phrase "the clause" refers to GSAR 552.528-70.
- GSA is adding GSAR 528.311, Solicitation provision and contract clause on liability insurance under cost-reimbursement contracts. The new language at section 528.311-1 clarifies the usage for the FAR clause 52.228-7, Insurance—Liability to Third Persons, in solicitations and contracts. The language states that other than contracts and solicitations for construction and architect-engineer services, when a cost-reimbursement contract is contemplated, unless the head of the contracting activity waives the requirement for use of the clause, FAR clause 52.228-7 is required.
- GSA is adding clause 552.228-5 to the GSAR. The language in this clause was previously in the GSAR and based upon GSA's experience with contracts that do not have such a clause, it is

being reinstated to protect the Federal Government's interest. In essence, the new GSAR 552.228-5 replaced the newly deleted GSAR 552.228-70. GSAR 552.228-70 (formerly GSAR 552.228-75) did not serve any purpose other than to recite the fact that 40 U.S.C. 3172 (formerly 40 U.S.C. 290) effects a limited cession of jurisdiction to states with respect to enforcement of worker's compensation laws. GSAR clause 552.228-70 had no contractual effect and was superfluous.

Discussion of Comments

There were no public comments received in response to the Advanced Notice of Proposed Rulemaking published in the **Federal Register** at 71 FR 7910 on February 15, 2006. A proposed rule was published in the **Federal Register** at 73 FR 45378 on August 5, 2008. The comment period closed October 6, 2008, and no comments were received.

This is not a significant regulatory action and, therefore, was not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

B. Regulatory Flexibility Act

The General Services Administration certifies that this final rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the revisions are not considered substantive. The revisions only update and reorganize existing coverage.

C. Paperwork Reduction Act

The Paperwork Reduction Act does apply; however, these changes to the GSAR do not impose additional information collection requirements to the paperwork burden previously approved under OMB Control Number 3090-0027.

List of Subjects in 48 CFR Parts 528 and 552

Government procurement.

Dated: March 6, 2009

Rodney P. Lantier,

Acting, Senior Procurement Executive, Office of the Chief Acquisition Officer, General Services Administration.

■ Therefore, GSA amends 48 CFR parts 528 and 552 as set forth below:

PART 528—BONDS AND INSURANCE

■ 1. The authority citation for 48 CFR part 528 is revised to read as follows:

Authority: 40 U.S.C. 121(c).